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6/28/01
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UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

Carlos Chico Woods, :
 :
 Petitioner, :
 : CIVIL NO. 1:CV-01-1078
 v. :
 : (Judge Caldwell)
 Chesney, et. al, :
 :
 Respondents :

FILED
HARRISBURG, PA

JUN 27 2001

MARY E. D'ANDREA, CLERK
PER 915 DEPUTY CLERK

O R D E R

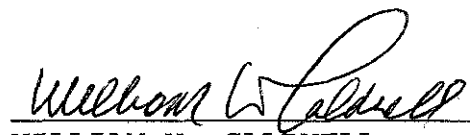
THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

This is a petition for a writ of habeas corpus filed under 28 U.S.C. § 2254. The Petitioner has filed an application to proceed in forma pauperis indicating that he may not be required to pay the filing fee of \$5.00. However, the Petitioner did not use this court's form application for proceeding in forma pauperis. He will be directed to do so.

The warden or other appropriate prison official will also be directed to provide this court with the information requested on the attached affidavit. If the records are at another institution or if the records are for some reason unavailable, this court should be so informed.

Accordingly, this 27th day of June, 2001, it is ordered that:

1. Within ten days of the date of this order, the warden or other appropriate official shall complete the attached affidavit and provide the requested information to the court.
2. The warden shall simultaneously provide a copy of the completed affidavit to the petitioner.
3. Within ten days, the Petitioner shall fill out and return the attached affidavit/application in support of request to proceed in forma pauperis.

A handwritten signature in cursive script, reading "William W. Caldwell", is written over a horizontal line.

WILLIAM W. CALDWELL

United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

Carlos Chico Woods, :
 :
 Petitioner, :
 : CIVIL NO. 1:CV-01-1078
 v. :
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 :
 Respondents :

AFFIDAVIT

I, _____, being duly sworn, depose and say:

(1) I am employed as _____ at _____.
I have served in that capacity since _____, ____.

(2) The plaintiff, _____, Reg. No. _____,
is presently incarcerated at the said institution.

(3) The following is a listing of assets at the said institution
belonging to plaintiff:

a. Prison account

1. Present balance: \$ _____
2. Total amount of deposits
during six months preceding
the filing of the complaint: \$ _____
3. Average monthly balance: \$ _____
4. Average monthly deposits: \$ _____

b. Employment

1. Institutional employment: \$ _____
2. Average monthly wage: \$ _____

c. Other resources: _____

(4) I have attached a true and correct copy of the record of the
transactions of the prisoner's account which occurred within the

six months preceding the filing of the complaint.

- (5) The above information set forth in this affidavit is true and correct to the best of my knowledge, information and belief.

Signature

Sworn to and subscribed

before me this _____ day

of _____, 2001.

Notary Public
My Commission Expires:

Return to:

United States District Court
235 N. Washington Avenue
P.O. Box 1148
Scranton, PA 18501-1148

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(Plaintiff)

v.

Affidavit/Declaration
In Support of Request
To Proceed
In Forma Pauperis

(Defendant)

I, _____, certify that I am the plaintiff in the above entitled case; that in support of my motion to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor; that I believe I am entitled to redress.

I further state that the responses which I have made to the questions and instructions below are true and correct.

1. Are you presently employed? Yes _____ No _____

a. If the answer is yes, state the amount of your salary or wages per month and give the name and address of your employer.

b. If the answer is no, state the date of last employment and the amount of the salary and wages per month which you received.

2. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or form of self-employment?
Yes _____ No _____

b. Rent payments, interest or dividends?
Yes _____ No _____

c. Pensions, annuities or life insurance payments?
Yes _____ No _____

d. Gifts or inheritances?
Yes _____ No _____

e. Any other sources?
Yes _____ No _____

If the answer to any of the preceding questions is yes, describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have any money in a checking or savings account? Yes ____ No ____

If the answer is "yes" to any of the above, describe each source and the amount involved.

4. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property, excluding ordinary household furnishings and clothing? Yes ____ No ____

If the answer is yes, describe the property and state its approximate value.

5. List the persons who are dependent upon you for support; state your relationship to those persons and indicate how much you contribute toward their support.
-
-

I understand that a false statement or answer to any questions in this affidavit/unsworn declaration will subject me to penalties for perjury.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____

Signature of Plaintiff

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

June 27, 2001

Re: 1:01-cv-01078 Woods v. Chesney

True and correct copies of the attached were mailed by the clerk
to the following:

Carlos Chico Woods
SCI-F
BY-9729
SCI at Frackville
1111 Altamont Blvd.
Frackville, PA 17931-2699

cc:

Judge	()	()	Pro Se Law Clerk
Magistrate Judge	()	()	INS
U.S. Marshal	()	()	Jury Clerk
Probation	()		
U.S. Attorney	()		
Atty. for Deft.	()		
Defendant	()		
Warden at Frackville	()		
Bureau of Prisons	()		
Ct Reporter	()		
Ctroom Deputy	()		
Orig-Security	()		
Federal Public Defender	()		
Summons Issued	()	with N/C attached to complt. and served by:	
		U.S. Marshal ()	Pltf's Attorney ()
Standard Order 93-5	()		
Order to Show Cause	()	with Petition attached & mailed certified mail	
		to: US Atty Gen ()	PA Atty Gen ()
		DA of County ()	Respondents ()
Bankruptcy Court	()		
Other	()		

MARY E. D'ANDREA, Clerk

DATE:

6/27/01

BY:

Deputy Clerk